DOCKET NO.: 255861US0PCT

DT02 Rec'd PCT/PTO 0 7 JAN 2005

# IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

E APPLICATION OF: Xavier FANTON, et al.

ERIAL NUMBER: 10/502,052

FILED: July 30, 2004

FOR: NON-STOICHIOMETRIC NIOX CERAMIC TARGET

## RESPONSE TO NOTICE OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371

COMMISSIONER FOR PATENTS Alexandria, VA 22313

SIR:

Responsive to the notification dated December 30, 2004, and in accordance with the provisions of 35 U.S.C. 371, Applicants submit herewith a Rule 63 Declaration. The additional claim fees were paid with the filing of the original application.

In light of the foregoing, this application is deemed to be in proper condition for examination and such favorable action is earnestly solicited.

Our check in the amount of \$-0.00- is attached hereto. If any variance exists between the amount enclosed and the required Government fee, please charge or credit the difference to our Deposit Account No. 15-0030. A duplicate copy of this sheet is enclosed.

If these papers are not considered timely filed by the Patent and Trademark Office, then a petition is hereby made under 37 C.F.R. §1.136 and any additional fees required under 37 C.F.R. §1.136 for any necessary extension of time may be charged to Deposit Account No. 15-0030. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND, MAIER & NEUSTADT, P.C.

Norman F. Oblon

Attorney of Record

Sund Jachen

Registration No. 24,618

Surinder Sachar

Registration No. 34,493/16/2005 THOLLAND 00000001 150030 1

10502052

Customer No. 22850 (703) 413-3000

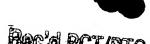
01 FC:1615

100.00 DA



United States Patent and Trademark Office





07 JAN 2005

UNITED STATES DEPARTMENT OF COMMERCE United States Patent and Trademark Offices Address: COMMISSIONER FOR PATENTS PO. Doz 1450 Alexandria, Vingriss 22313-1450

U.S. APPLICATION NUMBER NO.

FIRST NAMED APPLICANT

ATTY. DOCKET NO.

10/502,052

Xavier Fanton et al

255861US0PCT

INTERNATIONAL APPLICATION NO.

PCT/FR03/00340

I.A. FILING DATE

PRIORITY DATE

02/04/2003

02/06/2002

CONFIRMATION NO. 2511
371 FORMALITIES LETTER

\*OC00000014844802\*

ET

22850

Date Mailed: 12/30/2004

1940 DUKE STREET ALEXANDRIA, VA 22314

# NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

• Copy of the International Application filed on 07/30/2004

OBLON, SPIVAK, MCCLELLAND, MAIER & NEUSTADT, P.C.

- English Translation of the IA filed on 07/30/2004
- Copy of the International Search Report filed on 07/30/2004
- Copy of IPE Report filed on 07/30/2004
- Preliminary Amendments filed on 07/30/2004
- Information Disclosure Statements filed on 11/01/2004
- Request for Immediate Examination filed on 07/30/2004
- U.S. Basic National Fees filed on 07/30/2004
- Priority Documents filed on 07/30/2004

RECEIVED: 1/4/05	
OBLON, SPIVAK, McCLELLAND	_
MAIFR & NEUCCLELLAND	
MAIER & NEUSTADT, P.C.	
DOCKETING DED-	

Initials/Date Docketed:
Type of Resp(s): Add I Claim

Due Date(s):

ocketed: ST/14/18 s): Add I Claim Fee 10 Ec. L 2/28/05

The applicant needs to satisfy supplemental fees problems indicated below.

The following items MUST be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Additional claim fees of \$100 as a non-small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.
- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application
  by the International application number and international filing date.

#### SUMMARY OF FEES DUE:

Total additional fees required for this application is \$100 for a Large Entity:





- Total additional claim fee(s) for this application is \$ 100
  - € \$100 for 2 total claims over 20.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filling a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

A copy of this notice MUST be returned with the response.

TAMALA D HOLLAND

Telephone: (703) 305-5483

### PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY: DOCKET NO.
10/502,052	PCT/FR03/00340	255861US0PCT

FORM PCT/DO/EO/905 (371 Formalities Notice)